

HEATHER E. WILLIAMS (SBN 122664)  
Federal Defender  
JAYA C. GUPTA (SBN 312138)  
Assistant Federal Defender  
2300 Tulare Street, Suite 330  
Fresno, California 93721  
Telephone: (559) 487-5561  
Facsimile: (559) 487-5950

Attorneys for Defendant  
MARC DAVIS

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA

Plaintiff,

v.

MARC DAVIS,

Defendants.

No. 1:21-cr-00206-DAD-BAM

**STIPULATION TO CONTINUE  
EVIDENTIARY HEARING DATE; ORDER**

Date: October 4, 2022

Time: 8:30 a.m.

Court: Hon. Ana de Alba

IT IS HEREBY STIPULATED, by and between the parties through their respective counsel of record that the evidentiary hearing originally scheduled in this case for October 4, 2022 be continued to November 3, 2022 at 8:30 a.m.

Defense counsel was in a month-long evidentiary hearing before the Honorable William B. Shubb and did not have sufficient time to confer with her client or witnesses ahead of the originally scheduled evidentiary hearing date. Accordingly, defense counsel requested to continue the evidentiary hearing to a later date and the government did not oppose. The parties have determined that November 3, 2022 at 8:30 a.m. works for both parties.

Time was previously excluded until September 6, 2022, under 18 U.S.C. § 3161(h)(1)(D) because the delay results from the filing of pretrial motions. The parties agree that time until

1 disposition of the motions shall be excluded under 18 U.S.C. § 3161(h)(1)(D) because the delay  
2 results from the filing of a pretrial motion, through the conclusion of any hearing on the motion,  
3 and the prompt disposition of the motion. *See* 18 U.S.C. § 3161(h)(1)(D).  
4

5 Dated: October 17, 2022

HEATHER E. WILLIAMS  
Federal Defender

6  
7 /s/ Jaya C. Gupta

JAYA C. GUPTA  
Attorneys for Defendant  
MARC DAVIS

9  
10 Dated: October 17, 2022

PHILLIP A. TALBERT  
United States Attorney

11 /s/ Kimberly A. Sanchez

KIMBERLY A. SANCHEZ  
Assistant United States Attorney  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

**ORDER**

**IT IS HEREBY ORDERED THAT** the evidentiary hearing on the defense motions to suppress and to dismiss before the Honorable Ana de Alba is hereby re-set from October 4, 2022 to November 3, 2022 at 8:30 a.m.

Time is excluded until disposition of the defense motions pursuant to 18 U.S.C. § 3161(h)(1)(D) because the delay results from the filing of a pretrial motion.

IT IS SO ORDERED.

Dated: October 17, 2022

  
UNITED STATES DISTRICT JUDGE